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Attorney for Respondents

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

NORA LUZ SERRATO,

Petitioner,

vs.

**SCHELIA A. CLARK, Warden, FCI Dublin,
and HARLEY G. LAPPIN, in his official
capacity as Director of Bureau of Prisons,**

Respondents.

CV No. 05-3416-CRB

**STIPULATED REQUEST FOR ORDER
MOVING HEARING DATE ON
PETITIONER'S MOTION FOR
PRELIMINARY INJUNCTION AND
~~PROPOSED~~ ORDER**

Pursuant to Local Rules 6-2, 7-7, and 7-12, counsel for the parties in this matter declare:

1. The Petitioner recently filed, on September 26, 2005, Petitioner's Motion for Preliminary Injunction with a noticed hearing date of November 4, 2005. However, Respondent's counsel is scheduled to be in a two-week jury trial from October 4, 2005 to October 17, 2005 and would have inadequate time to prepare an opposition to Petitioner's Motion.

1 2. The parties have agreed, through their respective counsel of record, that the hearing on
2 the Motion for Preliminary Injunction shall be moved to Friday, November 18, 2005, so that
3 Respondent's counsel shall have more time in which to prepare, serve and file papers in
4 opposition to the Motion for Preliminary Injunction. The remaining briefing schedule shall be:
5 opposition papers to be filed and served on or before October 28, 2005, and reply papers to be
6 filed and served on or before November 4, 2005.

7 ACCORDINGLY, IT IS HEREBY STIPULATED AND AGREED between and among
8 the parties hereto, by and through their respective undersigned counsel, that the hearing on
9 Petitioner's Motion for Preliminary Injunction shall be moved from November 4, 2005 to
10 November 18, 2005; and that the remaining briefing schedule on the Motion shall be: opposition
11 papers to be filed and served on or before October 28, 2005, and reply papers to be filed and
12 served on or before November 4, 2005.

13
14 DATED this 6th day of October, 2005

15 Respectfully submitted,

16 DAVIS WRIGHT TREMAINE LLP

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18 By: /s/ James P. Walsh
 James P. Walsh
19 Attorneys for Petitioner

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21 UNITED STATES ATTORNEY

22 By: /s/ Andrew Y. S. Cheng
 Andrew Y.S. Cheng
23 Attorneys for Respondents

ORDER

On October 6, 2005, the parties filed a stipulated request that the hearing on the Petitioner's Motion for Preliminary Injunction (the "Motion") be moved from November 4, 2005 to November 18, 2005; and that the remaining briefing schedule on the Motion shall be: opposition papers to be filed and served on or before October 28, 2005, and reply papers to be filed and served on or before November 4, 2005.

GOOD CAUSE APPEARING THEREFOR:

The parties' request to move the hearing date on the defendants' Amended Motion, from November 4, 2005 to November 18, 2005, is GRANTED.

The remaining briefing schedule on the Amended Motion shall be: opposition papers to be filed and served on or before October 28, 2005, and reply papers to be filed and served on or before November 4, 2005.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED this 7th day of October, 2005.

By:

Hon. Cha
United St

